

IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

SHARLENE WOOLFORK-ROWLETT,)

Plaintiff,)

v.)

TYCO HEALTHCARE GROUP LP and
COVIDIEN LP,)

Defendants.)

Civil Action No. 3:13-00851

Judge Hayes

Magistrate Judge Griffin

JURY TRIAL DEMANDED

*More
Answer the
length of the
complaint this
motion is
DENIED*

DEFENDANT COVIDIEN LP F/K/A TYCO HEALTHCARE GROUP LP'S
MOTION FOR MORE DEFINITE STATEMENT

*Will [Signature]
10-24-13*

Defendant Covidien LP (“Covidien”), formerly known as Tyco Healthcare Group LP, moves the Court for a more definite statement pursuant to Rule 12(e) of the *Federal Rules of Civil Procedure*. Plaintiff Sharlene Woolfork-Rowlett (“Plaintiff”) alleges that she was implanted with a medical device manufactured by Covidien. (See Plaintiff’s Complaint, Document No. 1, at ¶¶ 7, 14.) However, Plaintiff fails to state the basic information regarding (a) when the device was allegedly implanted, or (b) when she experienced her alleged injuries. In fact, the only information about Plaintiff’s particular surgery is found at Paragraph 14, where Plaintiff claims that she “was implanted with IVS Tuneller Mesh System during surgery performed at Baptist Hospital in Nashville, Tennessee.” (*Id.* at ¶ 14.) But, this does not provide any detail answering basic questions about the timing of her surgery or injury.

As a result of the lack of this basic information, the Plaintiff’s Complaint is so vague or ambiguous that Covidien cannot reasonably prepare a response. Covidien respectfully requests that this Court issue an order pursuant to Rule 12(e) of the *Federal Rules of Civil Procedure* that Plaintiff file an Amended Complaint within fourteen (14) days identifying *both* the date of the